

**REGULAR MEETING OF THE CITY COUNCIL
OF THE CITY OF LANSING, MICHIGAN
CITY COUNCIL CHAMBERS, 10TH FLOOR
LANSING CITY HALL
124 W. MICHIGAN AVENUE**



AGENDA FOR SEPTEMBER 22, 2014

TO THE HON. MAYOR AND MEMBERS OF THE CITY COUNCIL:

The following items were listed on the agenda in the City Clerk's Office in accordance with Section 3-103(2) of the City Charter and will be ready for your consideration at the regular meeting of the City Council on Monday, September 22, 2014 at 7:00 p.m. at the Council Chambers, 10th Floor, City Hall.

I. ROLL CALL

II. MEDITATION AND PLEDGE OF ALLEGIANCE

III. READING AND APPROVAL OF PRINTED COUNCIL PROCEEDINGS

Approval of the Printed Council Proceedings of August 11, 2014

IV. CONSIDERATION OF LATE ITEMS (Suspension of Council Rule #9 is needed to allow consideration of late items. Late items will be considered as part of the regular portion of the meeting to which they relate.)

V. TABLED ITEMS

VI. SPECIAL CEREMONIES

1. Tribute; in recognition of Domestic Violence Awareness Month

VII. COMMENTS BY COUNCILMEMBERS AND CITY CLERK

VIII. COMMUNITY EVENT ANNOUNCEMENTS (Time, place, purpose, or definition of event – 1 minute limit)

IX. SPEAKER REGISTRATION FOR PUBLIC COMMENT ON LEGISLATIVE MATTERS

X. MAYOR'S COMMENTS

XI. SHOW CAUSE HEARINGS

XII. PUBLIC COMMENT ON LEGISLATIVE MATTERS (Legislative matters consist of the following items on the agenda: public hearings, resolutions, ordinances for introduction, and ordinances for passage. The public may comment for up to three minutes. Speakers must sign up on white form.)

A. SCHEDULED PUBLIC HEARINGS

1. In consideration of Municipal Partnership Agreement between the City of East Lansing and the City of Lansing to Form an Authority for the Regulation of Taxicab Companies and Drivers and Articles of Incorporation of the Greater Lansing Taxi Authority
2. In consideration of Noise Waiver; Michigan Department of Transportation request night time and weekend work for Paving Operations for Martin Luther King Jr. Boulevard from Edgewood to Victor
3. In consideration of Noise Waiver; Michigan Department of Transportation request night time and weekend work for Paving Operations for Pavement Patching on I-496
4. In consideration of Noise Waiver; Hoffman Brothers, Inc. request on Saturdays for a non-motorized pathway along the Consumers Energy utility corridor between Waverly Road and Pennsylvania Avenue

XIII. COUNCIL CONSIDERATION OF LEGISLATIVE MATTERS

A. REFERRAL OF PUBLIC HEARINGS

B. CONSENT AGENDA

1. BY COUNCILMEMBERS BOLES, BROWN CLARKE, DUNBAR, HOUGHTON, QUINNEY, WASHINGTON, WOOD, AND YORKO
 - a. Tribute; in recognition of Domestic Violence Awareness Month
 - b. Tribute; in recognition of the Lansing Church of God in Christ 90th Anniversary
 - c. Tribute; in memory of Mary Lou Pittman
2. BY THE COMMITTEE ON DEVELOPMENT AND PLANNING
 - a. Setting a Public Hearing in consideration of an Obsolete Property Rehabilitation Act (OPRA) District; Capitol Books Development located at 228 and 232 S. Washington Square
 - b. Setting a Public Hearing in consideration of an Obsolete Property Rehabilitation Act (OPRA) Certificate; Capitol Books Development located at 228 and 232 S. Washington Square
 - c. Setting a Public Hearing in consideration of an Industrial Facilities Exemption Certificate (IFT) for Cameron Tool Corporation, 1800 Bassett

- d. Setting a Public Hearing in consideration of an Industrial Development District (IDD) for Cameron Tool Corporation, 1800 Bassett
- 3. BY THE COMMITTEE ON INTERGOVERNMENTAL RELATIONS
 - a. Tri-County Office on Aging, Fiscal Year 2015 Annual Implementation Plan
- 4. BY THE COMMITTEE ON WAYS AND MEANS
 - a. Confirmation of Appointment of Christopher Johnson as an At Large Member of the Lansing Economic Development Corporation/Tax Increment Financing Authority/Lansing Brownfield Redevelopment Authority for a term to expire February 28, 2016
- 5. BY THE COMMITTEE OF THE WHOLE
 - a. Council Budget Policies and Priorities for Fiscal Year 2016
 - b. Confirmation of Reappointment of individuals to various Boards, Commissions, and Authorities
 - c. Municipal Partnership Agreement between the City of East Lansing and the City of Lansing to Form an Authority for the Regulation of Taxicab Companies and Drivers and Articles of Incorporation of the Greater Lansing Taxi Authority

C. RESOLUTIONS FOR ACTION

- 1. BY THE COMMITTEE ON DEVELOPMENT AND PLANNING
 - a. Approval of the Buy and Sell Agreement for Property between the City of Lansing and the Schostak Brothers & Company for the sale of Waverly Park & Michigan Avenue Park
- 2. COMMITTEE ON GENERAL SERVICES
 - a. Noise Waiver; Michigan Department of Transportation request night time and weekend work for Paving Operations for Martin Luther King Jr. Boulevard from Edgewood to Victor
 - b. Noise Waiver; Michigan Department of Transportation request night time and weekend work for Paving Operations for Pavement Patching on I-496

- c. Noise Waiver; Hoffman Brothers, Inc. request on Saturdays for a non-motorized pathway along the Consumers Energy utility corridor between Waverly Road and Pennsylvania Avenue

3. COMMITTEE ON WAYS AND MEANS

- a. Grant Acceptance; Victims of Crime Act (VOCA)/Capital Area Response Effort (CARE) Programs

D. REPORTS FROM COUNCIL COMMITTEES

E. ORDINANCES FOR INTRODUCTION and Setting of Public Hearings

F. ORDINANCES FOR PASSAGE

XIV. SPEAKER REGISTRATION FOR PUBLIC COMMENT ON CITY GOVERNMENT RELATED MATTERS

XV. REPORTS OF CITY OFFICERS, BOARDS, AND COMMISSIONS; COMMUNICATIONS AND PETITIONS; AND OTHER CITY RELATED MATTERS
(Motion that all items be considered as being read in full and that the proper referrals be made by the President)

A. REPORTS FROM CITY OFFICERS, BOARDS, AND COMMISSIONS

- 1. Letter(s) from the City Clerk re:
 - a. City Council Meeting Schedule for 2015
- 2. Letter(s) from the Mayor re:
 - a. New Cemetery Fees for Mount Hope Cemetery

B. COMMUNICATIONS AND PETITIONS, AND OTHER CITY RELATED MATTERS

XVI. MOTION OF EXCUSED ABSENCE

XVII. REMARKS BY COUNCILMEMBERS

XVIII. REMARKS BY THE MAYOR OR EXECUTIVE ASSISTANT

XIX. PUBLIC COMMENT ON CITY GOVERNMENT RELATED MATTERS (City government related matters are issues or topics relevant to the operation or governance of the city. The public may comment for up to three minutes. Speakers must sign up on yellow form.)

XX. ADJOURNMENT



CHRIS SWOPE, CITY CLERK

Persons with disabilities who need an accommodation to fully participate in this meeting should contact the City Clerk's Office at (517) 483-4131 (TDD (517) 483-4479). 24 hour notice may be needed for certain accommodations. An attempt will be made to grant all reasonable accommodation requests.

**CITY OF LANSING
NOTICE OF PUBLIC HEARING**

NOTICE IS HEREBY GIVEN that a Public Hearing will be held on Monday, September 22, 2014 at 7:00 p.m. in the City Council Chambers, 10th Floor Lansing City Hall, 124 W. Michigan Ave., Lansing, MI for the purpose of considering:

“Municipal Partnership Agreement Between the City of East Lansing and the City of Lansing to Form an Authority for the Regulation Taxicab Companies and Drivers and the Articles of Incorporation of the Greater Lansing Taxi Authority”

For more information, please call 517-483-4177. If you are interested in this matter, please attend the public hearing or send a representative. Written comments will be accepted between 8 a.m. and 5 p.m. on City business days if received before 5 p.m., Monday, September 22, 2014, at the City Clerk’s Office, Ninth Floor, City Hall, 124 West Michigan Ave., Lansing, MI 48933 or email at city.clerk@lansingmi.gov.

Chris Swope, Lansing City Clerk

ARTICLES OF INCORPORATION
OF THE GREATER LANSING TAXI AUTHORITY

The following Articles of Incorporation are for purposes of incorporating a public authority pursuant to the provisions of Act 196 of the Public Acts of Michigan, 1986 and Act 258 of the Public Acts of Michigan, 2011, being MCL 124.451, *et seq.*, and MCL 124.111, *et seq.*, respectively.

ARTICLE I

The name of this corporation shall be the Greater Lansing Taxi Authority, and any reference to “Authority” in these Articles shall mean the Greater Lansing Taxi Authority.

ARTICLE II

The purposes for which this Authority is created are to regulate and license private taxicab companies, drivers for hire, and all persons, firms, and business entities acting as taxicab companies or drivers by carrying persons for hire, to and from such places as they may designate, excluding automobiles used exclusively as hearses, funeral cars, ambulances, hotel buses, shuttles, sightseeing buses, motor coaches, or motor buses.

A license from the Authority is not required for organizations and their drivers that are ride-sharing networks that use digital platforms to connect passengers to ride-sharing drivers using their personal vehicles for the purpose of transportation as long as such organizations and drivers adhere to all of the following requirements:

1. The organization registers with the Authority on forms provided by the Authority, pays a registration fee in an amount determined by the Authority, and maintains records of compliance with the requirements of this Article for two years and provides them to the Authority upon request.
2. The organization maintains a website that provides a customer service telephone number or email address.
3. The organization maintains an agent for service of process in the Authority, the City of Lansing or the City of East Lansing, Michigan.
4. The organization maintains accurate and up to date records of all persons it uses to provide services requested through the digital platform and provides those to the Authority upon request.
5. Upon completion of a trip, the organization transmits or causes to be transmitted an electronic receipt to the passenger’s email address or mobile application documenting the origination and destination of the trip and a description of the total amount paid, if any.

6. The organization and the drivers for the organization accept only rides booked through the digital platform, do not solicit or accept street-hails, or operate for hire in any other manner.

7. The organization offers service for compensation, no-charge, or suggested compensation. The organization discloses rates used to determine any compensation or suggested compensation in the organization's app and/or website.

8. The app used by the organization to connect the organization's drivers and passengers displays for the passenger a picture of the organization's driver and a picture or description (including license plate number) of the vehicle.

9. The organization requires all drivers to go through a driver-training program designed to ensure that each driver safely operates his or her vehicle prior to the driver being able to offer service.

10. The organization adheres to a zero tolerance policy on the use of drugs or alcohol applicable to any driver while transporting passengers. The organization provides notice of the zero tolerance policy on its website, as well as the procedures to report a complaint about a driver with whom the passenger was matched and for whom the passenger reasonably suspects was under the influence of drugs or alcohol during the course of the ride. The organization immediately deactivates a driver's access to the platform upon receipt of a passenger complaint alleging a violation of the zero tolerance policy and suspends all further connections with said driver until such time as the organization determines that no violation has occurred.

11. Prior to permitting a person to act as a driver, and annually thereafter, the organization obtains and reviews a criminal history research report for each driver. The criminal history research report shall include a national criminal background check including the national sex offender database. Any person who has been convicted, within the past seven years, of driving under the influence of drugs or alcohol, or who has been convicted at any time for fraud, sexual offenses, use of a motor vehicle to commit a felony, a crime involving property damage, and/or theft, acts of violence, or acts of terror shall not be permitted to be a driver.

12. Prior to permitting a person to act as a driver, and annually thereafter, the organization shall obtain and review a driving history research report for such person. Any person with (i) more than three (3) moving violations in the three-year period prior to such check, or (ii) a major violation in the three-year period prior to such check (including, but not limited to, attempting to evade the police, reckless driving, or driving on a suspended or revoked license) shall not be permitted to be a driver.

13. Drivers shall adhere to the requirements of Michigan No-Fault Insurance. The organization shall comply with State of Michigan business automobile liability insurance requirements and maintain a business automobile excess liability insurance policy, which covers all vehicles operated by the drivers for the organization, with a minimum combined single limit of one million dollars (\$1,000,000.00) for each occurrence of bodily injury and property damage for accidents involving a vehicle and the organizations driver in transit to or during a trip. All

organizations must provide to the Authority a certificate of insurance for such policy, naming the organization as the insured and an endorsement naming the Authority as an additional insured. The policy shall be accompanied by a commitment from the insurer that such policy shall not be canceled or coverage reduced without at least thirty (30) days prior notice to the Authority.

14. The drivers for the organization must:

a. Possess a valid driver's license, proof of registration, maintain current automobile liability insurance, and be at least twenty-one (21) years of age; and

b. Provide proof of both the organizations personal insurance and excess liability insurance in the case of an accident; provided, that the organization shall have twenty-four (24) hours to provide proof of excess liability insurance.

15. The drivers' vehicles may be street-legal coupes, sedans, or light-duty vehicles, including without limitation, vans, minivans, sport utility vehicles (SUVs), hatchbacks, convertibles and pickup trucks.

16. All drivers' vehicles must have a safety inspection conducted annually by the organization or a third party before being used to provide services with documentation of the inspection provided to the Authority within 21 days of the inspection. The inspection shall, at a minimum, include inspection of the following components:

- a. Foot brakes;
- b. Parking brakes;
- c. Steering mechanism;
- d. Windshield;
- e. Rear window and other glass;
- f. Windshield wipers;
- g. Headlights;
- h. Tail lights;
- i. Turn indicator lights;
- j. Stoplights;
- h. Front seat adjustment mechanism;
- i. Doors (open, close, lock);
- j. Horn;

- k. Speedometer;
- l. Bumpers;
- m. Muffler and exhaust system;
- n. Condition of tires, including tread depth;
- o. Interior and exterior rear view mirrors; and
- p. Safety belts for driver and passenger(s).

ARTICLE III

The powers, duties, and limitations of the Authority and its officers are as follows:

- (1) To establish rules and regulations for the licensing and operation of taxicab companies and drivers for hire, and all persons, firms, and business entities acting as taxicab companies or drivers by carrying persons for hire, to and from such places as they may designate not otherwise exempt pursuant to Article II, consistent with the health, safety, and welfare of the citizens of the municipal authorities, which may include limitations on the number of licensed taxicab drivers and taxicab business licenses.
- (2) To carry out the intent and purposes of the Parties' Agreement to create the authority pursuant to the Municipal Partnership Act.
- (3) To adopt and enforce other rules and regulations necessary or appropriate to the administration and regulation of taxicab drivers and companies.
- (4) To administer the licensing programs with regard to granting licenses and to suspension, revocation, and denial of licenses and the administrative appeals therefrom.
- (5) To apply for, receive, and accept gifts, grants, subsidies or loans from any public or private entity.
- (6) In general, to carry on any other lawful business in connection with the foregoing or which may directly or indirectly promote the interest of the Authority.
- (7) The Authority shall have the right to retain counsel to represent it with regard to any legal matter, and it shall have the right to call upon the Lansing City Attorney or the East Lansing City Attorney for assistance with any legal problems at any time, and in such case, all the powers and duties given to the city attorney under the Charters of the City of Lansing or the City of East Lansing, respectively, shall apply to the Authority.

(8) To have the authority and power set forth in the Public Transportation Authority Act where they are not inconsistent with these Articles or the Municipal Partnership Act contract creating this Authority.

(9) The Authority shall not have any power to do any act contrary to any prohibitions or restrictions in the contract creating the Authority and must comply with any mandatory provisions contained therein or as contained in any amendments thereto.

(10) The foregoing clauses shall be construed both as objects and powers; and it is hereby expressly provided that, except as otherwise specifically provided, the foregoing enumeration of specific powers shall not be held to limit or restrict in any manner the powers of the Authority; and it is the intention that the purposes, objects and powers specified in each of the clauses above in Article III shall, except as expressly provided, in no way be limited or restricted by reference to or inference under the terms of any other clause of this Article or of any other Article of these Articles of Incorporation, but that each of the purposes, objects and powers specified in Article III and each of the Articles or clauses of these Articles of Incorporation shall be regarded as independent purposes, objects, and powers. Nothing herein shall be construed as granting the Authority any right, power, or privileges not permitted to public corporations formed under the acts referred to above.

ARTICLE IV

(1) The Authority shall be governed by a board which shall consist of the following members: Three (3) members from each original party to the contract establishing this Authority. The members of the board shall consist of the following officers of each party: The Mayor, Chief of Police, and Traffic Engineer, or their designees. In addition each new party to the contract may appoint one member to the board. Members of the Board may be removed and replaced at will, with or without cause, by their designator, by a superseding named officer or by the appointing party. Any designee or appointee who is a member of the Board shall serve for three year terms unless removed and replaced or reappointed. Any vacancy in office shall be filled by the named official, their designee or the original appointing party for the remainder of the unexpired term. The Board shall adopt its own rules of procedure and shall keep a public record of its proceedings. A simple majority shall constitute a quorum for the transaction of business and the majority vote of the members present at any meeting shall be necessary and sufficient for the adoption of any resolutions. Members of the Board shall receive no compensation, but shall be entitled to reimbursement of expenses incurred in the discharge of their duties.

In addition, the Greater Lansing Convention and Visitors Bureau and the Capital Region Airport Authority may each appoint one, non-voting, member to the board.

(2) A new party with appointing authority requires an amendment of the Municipal Partnership Act contract creating the Authority adding them as a party and must be a political subdivision contiguous to an existing political subdivision that is a part of the Authority. Such

political subdivision, or portion thereof, may be added pursuant to the procedures specified in the Public Transportation Authority Act. If any political subdivision withdraws from the Authority or contract, the term of the Board member from that political subdivision shall expire at the time of withdrawal.

(3) The Board may exercise all of the powers of the Authority and do all of the acts and things as shall be lawful and not inconsistent with the Municipal Partnership Act contract creating the Authority. The powers of the Board shall include, but not by way of limitation, the power to authorize the making and execution on behalf of the Authority any lawful contracts, to employ agents and personnel, to prescribe their duties, and generally to control all of the affairs of the Authority.

(4) The Board shall hold an annual meeting each year at such place, date, and hour as shall be fixed by the Board at which members shall elect officers of the Authority, and transact other business. The Board shall fix the time and place for regular meetings which shall be open to the public.

(5) Special meetings of the Board may be called by the chairperson of the Board or by any two members of the Board by written or printed notice served personally on each member or mailed or electronically mailed to his or her address as shown on the books of the Authority, at least five (5) days prior to the time of holding of said meeting. Notice shall be deemed given at the time it is mailed or emailed. Attendance by a member at a meeting shall constitute a waiver of any notice deficiency unless such member expressly states at the meeting that he or she does not intend to waive notice. The purpose of such special meeting shall be specified in the notice.

(6) The Board shall furnish by May 31, each year, an annual report to the governing body of all parties to the contract forming this authority with respect to the number of licensed taxi drivers, numbers of licensed taxi companies, and whether there are any deficiencies with respect to the same, along with the operation, maintenance, and financial condition of the Authority. The Board shall furnish such other information as said parties may request.

ARTICLE V

(1) The Board shall, at its annual meeting, elect from its members a chairperson, vice-chairperson, treasurer, and such other officers as it may deem necessary. Said officers shall serve until their successors are appointed and assume office. Said officers shall serve at the pleasure of the appointing authority and shall have all of the powers assigned to them by the Board.

(2) Any Board Officer vacancies shall be filled by the Board.

(3) The East Lansing City Clerk or the Clerk's designee shall be the recording secretary for the Board and shall be responsible for taking all minutes of the Board meetings,

publishing all official notices of the Board and maintaining all official records of the Board. The recording secretary is not a member of the board.

ARTICLE VI

All checks, drafts, and other orders for the payment of money, notes, bonds, or other evidences of indebtedness issued in the name of the Authority, and endorsements for deposits shall be signed by such officer, officers, or such other person or persons as the Board may designate.

ARTICLE VII

As long as there is always full compliance with the Open Meetings Act, whenever any notice is required under the provisions of these Articles or otherwise, a waiver signed by the person entitled to said notice, whether before or after the time stated therein, shall be deemed equivalent and neither the business nor the purposes of any meeting need be specified in such waiver.

ARTICLE VIII

These Articles may be amended only by appropriate resolution of both of the original parties to the contract forming this Authority. This Authority shall automatically dissolve upon termination of the contract creating it.

ARTICLE IX

The Authority shall defend, indemnify and hold harmless any parties to this contract for any acts of the party's own employees and for any acts of employees that are assigned to perform functions or duties for the Authority when that employee is performing acts in accordance with the rules and regulations adopted by the Authority or in accordance with the Agreement establishing the Authority or the Articles of Incorporation of the Authority.

This Authority shall become operative immediately.

These Articles of Incorporation shall be published by the East Lansing City Clerk at least once in a newspaper of general circulation in the jurisdictions of Lansing and East Lansing. One printed copy of the Articles of Incorporation shall be filed with the Secretary of State, the Ingham, Eaton, and Clinton County Clerk, the Director of the State Transportation Department by the East Lansing City Clerk.

The foregoing Articles of Incorporation were adopted by an affirmative vote of a majority of the members elect of the City Council of the City of Lansing, Ingham, Eaton and Clinton Counties, Michigan, at a meeting duly held on the ____ day of _____, 2014, and by a majority of the members elect of the City Council of the City of East Lansing, Ingham

and Clinton Counties, Michigan, at a meeting duly held on the ____ day of _____, 2014.

CITY OF LANSING

CITY OF EAST LANSING

By _____
Virgil Bernero, Mayor

By _____
Nathan Triplett, Mayor

By _____
Chris Swope, Clerk

By _____
Marie E. Wicks, Clerk

**MUNICIPAL PARTNERSHIP AGREEMENT
BETWEEN THE CITY OF EAST LANSING
AND THE CITY OF LANSING
TO FORM AN AUTHORITY FOR THE
LICENSING AND REGULATION OF
TAXICAB COMPANIES AND DRIVERS**

THIS MUNICIPAL PARTNERSHIP ACT AGREEMENT (“Agreement”) is made on _____, 2014, between the CITY OF EAST LANSING, a home rule city, whose principal office is located at 410 Abbot Road, East Lansing, MI 48823 (“East Lansing”) and the CITY OF LANSING, a home rule city, whose principal office is located at 124 W. Michigan Avenue, Lansing, MI 48933 (“Lansing”) pursuant to the Municipal Partnership Act, being MCL 124.111, *et seq.*, and the Public Transportation Authority Act, being MCL 124.451, *et seq.*

RECITALS

WHEREAS, the parties hereto each license and regulate, or have the authority to license and regulate, taxicab companies and taxicab drivers; and

WHEREAS, there are differing licensing and regulatory schemes in the various jurisdictions in the area; and

WHEREAS, for purposes of this Agreement, the parties define private taxicab companies to include all businesses, companies, organizations or operations which own, operate or direct the operation of vehicles carrying persons for hire from places as the passenger may designate starting from within one of the corporate jurisdiction of the parties to this agreement, excluding motor vehicles used exclusively by hearses, funeral cars, ambulances, hotel buses, shuttles, sightseeing buses, motor coaches or motor buses; and

WHEREAS, for purposes of this Agreement, the parties define private taxicab drivers to include all persons transporting persons for hire starting from within one of the corporate jurisdictions of the parties to this agreement; and

WHEREAS, uniformity in licensing and regulation of taxicab companies and taxicab drivers is desirable for the health, safety, and welfare of the public as well as desirable for the taxicab companies and taxicab drivers.

TERMS AND CONDITIONS

NOW, THEREFORE, in consideration of the mutual covenants and agreements contained herein, East Lansing and Lansing agree as follows:

1. **Purpose.** The purpose of this joint endeavor is to create an Authority for the licensing and regulation of private taxicab companies and private taxicab drivers within the

territory covered by this Agreement, to assure the health, safety, and welfare of the citizens and visitors and to assure the regional availability of this type of transportation.

2. **Term.** The term of this Agreement shall be for a term ending June 30, 2019. The Agreement shall automatically renew for subsequent terms of three (3) years each unless, at least 60 days prior to the ending date, either party provides the other with written notice of intent not to renew. The subsequent terms shall be on the same terms and conditions as stated in this Agreement unless the parties agree otherwise in writing.

3. **Termination.** This Agreement shall remain in effect until one of the following occurs:

- A. The parties mutually agree to terminate the Agreement.
- B. Only one party remains as a member of the Authority.
- C. Either party to this Agreement is released from membership in the public Authority pursuant to section 8 of the Public Transportation Authority Act, being MCL 124.458, which shall operate as a release from this Agreement by that party.
- D. The expiration of the term of this Agreement upon notice pursuant to paragraph 2.
- E. Either party fails within sixty (60) days of a written demand by the other party to pay its portion of the funding in section 10.
- F. By operation of law in the event a court of competent jurisdiction orders the termination of this Agreement.

4. **Creation of Authority.** The authority referenced in section 1 shall be created pursuant to the Public Transportation Authority Act (the "Act") and each party, upon authorizing the execution of this Agreement, shall concurrently adopt Articles of Incorporation in the form attached hereto as Appendix A and in conformity with section 5 of the Act, being MCL 124.455. The Articles of Incorporation shall contain all requirements of articles of incorporation under the Act including, but not limited to, those set forth at section 6 of the Act, being MCL 124.456. The powers of the Authority shall be limited solely to the joint endeavor set forth in this Agreement and the Articles of Incorporation attached hereto.

5. **Governing Board.** The Authority shall be governed by a board which shall consist of the members set forth in the Articles of Incorporation attached hereto as Appendix A.

A. The board shall be deemed a public body subject to the provisions of the Open Meetings Act.

B. The board shall have a chairperson, vice-chairperson, treasurer, and such other officers as the board deems necessary.

C. The appointed board members shall serve for terms as designated in the attached Articles of Incorporation.

6. **Authority's Duties.** The Authority shall have the power and duty to license, regulate, and administer the licensing and regulation of all taxicabs, vehicles acting as taxicabs, and taxicab drivers within the territory.

7. **Company Requirements.** The Authority shall, at a minimum, require that any company desiring to be licensed by the Authority meet the following minimum requirements:

- A. Have at least three (3) licensed and operable vehicles.
- B. Have taxi meters, as approved by the Authority, in all licensed vehicles.
- C. Have at least one licensed vehicle available for calls 24 hours a day, 7 days a week.
- D. Have and provide, on terms as determined by the Authority, proof of insurance listing all licensed vehicles and listing the Authority as an additional insured, in an amount to be determined by the Authority, but no less than the following limits: One hundred thousand dollars (\$100,000.00) per person and three hundred thousand dollars (\$300,000.00) per accident covering any liability for bodily injuries or death occurring from the negligent operation of the licensed vehicle and no less than one million dollars (\$1,000,000.00) for property damage resulting from the negligent operation of the licensed vehicle.
- E. Have and provide, on terms and in amounts as determined by the Authority, an executed and filed bond to the authority that each licensed taxicab will be operated in accordance with the laws of the State, the laws of the participating jurisdictions and the rules and regulations of the Authority.
- F. Have and provide, on terms as determined by the Authority, but no less than upon application for licensure, a copy of the vehicle registration for each vehicle to be licensed.
- G. Be of good moral character.
- H. Have not been denied for or had a taxi driver's license or taxi business license revoked within the last three years.
- I. Not be in default to, or delinquent in payments to, the City of Lansing, the City of East Lansing or the Authority for any fees, charges or taxes.
- J. Continually and conspicuously display at all times the taxicab is in operation the license of the taxicab driver issued by the authority bearing a true photograph of the licensee, a printed schedule of the rates in effect not smaller than 11 point type, and contact telephone

numbers for the taxicab company and the Authority.

8. **Licensed Drivers Requirements**. The Authority shall require, at a minimum, that licensed drivers meet the following minimum requirements:

A. Have not been denied for or had a taxi driver's license or taxi business license revoked within the past three years.

B. Must possess and provide copies of the front and back of a valid Michigan chauffeur's license.

C. Must submit to a minimum five-panel drug/urinalysis screening not more than 15 days before submission of an application and all results must be negative as to all panels.

D. Must be of good moral character.

E. Not be in default to, or delinquent in payments to, the City of Lansing, the City of East Lansing or the Authority for any fees, charges or taxes.

9. **Licensing, Denials, Suspension, and Revocation**. In addition to the requirements in sections 7 and 8 of this Agreement, the Authority shall establish rules and regulations for licensing suspensions, revocations, denials, and administrative appeals from those actions taken as well as established rules for the length of time a company or licensee must wait before reapplying after a suspension, revocation, or denial.

The phrase "good moral character" when used as a requirement for the issuance of a license by the Authority pursuant to the provisions of this agreement shall mean "good moral character" as defined in Appendix B, paragraph (1) attached hereto. The standards set forth in Appendix B, paragraphs (2) through (6), for determining whether a person or entity is of "good moral character" shall be incorporated into the procedures used and adopted by the Authority.

10. **Funding**. The Authority shall establish and charge appropriate fees for the licensure of companies, drivers, and administrative appeals so that the fees and charges, to the extent possible, are sufficient to cover the administrative costs of operation of the Authority. To the extent the Authority is unable to charge sufficient fees to cover its administrative costs, it shall report the expected shortfall to the parties by March 1 of each year and each party shall, in its upcoming fiscal year, appropriate and pay to the Authority an equal share of any deficits pursuant to Section 6 of the Municipal Partnership Act, being MCL 124.116.

11. **Administration**.

A. In the fulfillment of the purpose of this joint endeavor, the City Clerk's office of each party to this Agreement shall accept for filing any and all applications and fees required by the Authority. All fees collected shall be delivered to the Authority. All applications shall be delivered to the City of East Lansing's Clerk's office.

B. The administrative operations of the Authority as it pertains to the actual licensing and administration of the rules and regulations of the Authority as required by this agreement and the Articles of Incorporation, shall be staffed by the City of East Lansing's clerk's office and such other employees as determined by the East Lansing City Manager necessary to operate the Authority. The administrative operations shall be housed in a facility of the City of East Lansing as determined by the East Lansing City Manager. All personnel assigned to do the actual administrative operations for the Authority shall remain at all times solely employees of the City of East Lansing and the City of East Lansing shall remain solely responsible for the payment of all wages, fringe benefits and disability payments except that a pro rata portion of each employee's salary and benefits assigned to do work for the Authority shall be paid by the Authority based on the average number of hours per week that the employees work for the Authority.

C. To the extent the board has disputes about the performance of an employee assigned to work for the Authority, those disputes shall be addressed to the East Lansing City Manager. If the City Manager is unable to resolve the dispute, the matter shall be referred to the governing boards of the parties to this contract who shall each assign one member of their governing board to a committee to resolve the dispute.

D. The City of East Lansing will defend, indemnify and hold harmless the other parties to this Agreement and the Authority for any liability, including attorney fees, which that entity may incur or be held liable for resulting from ultra vires or unauthorized acts of the employee in performance of their duties for the Authority.

E. The Authority's articles of incorporation shall at all times require it to defend, indemnify and hold harmless any parties to this contract for any acts of their own employees and for any acts of employees that are assigned to perform functions for the Authority when that employee is performing acts in accordance with the rules and regulations adopted by the authority or in accordance with the Articles of Incorporation of the Authority.

12. **Taxation.** The Authority shall not have the ability to levy taxes.

13. **Powers.** The Authority shall have all powers as set forth in Sections 12, 13, and 14 of the Public Transportation Authority Act, being MCL 124.462, MCL 124.463, and MCL 124.464, respectively, that are not in conflict with this Agreement, or the Authority's Articles of Incorporation or bylaws and all powers set forth in the Articles of Incorporation.

14. **Financing.** The Authority may be financed as provided in section 10 of this Agreement, and as set forth at Section 17, with the exception of subsections (g) and (h), of the Public Transportation Authority Act, being MCL 124.467.

15. **License Ordinance.** Upon notification by the Authority that the Authority has adopted all necessary rules and regulations for licensure and regulation of private taxicab companies and private taxicab drivers and have provided sufficient time for the application and

licensure of private taxicab companies and private taxicab drivers, each party to this Agreement shall adopt and enforce an ordinance which prohibits private taxicab companies and private taxicab drivers from operating within the corporate boundaries of that party without licensure by the Authority.

16. **Territorial boundaries.** The territory covered by this Agreement shall be the corporate boundaries of all parties. In the event one or more local governments or public agencies are added to this Agreement, its entire boundary, or a portion thereof that complies with section 4 of the Public Transportation Authority Act, may be added to the territory encompassed by this Agreement.

17. **Additional Parties.** In acknowledgement of the public benefits that may be derived by further regionalization, the parties will consider adding other units of government to this Agreement and the Authority to further the joint endeavor. Parties may be added only by amendment of this agreement.

18. **Amendment.** This Agreement may not be amended without the prior written approval of the parties. There are no third-party beneficiaries of this Agreement and no third parties shall have any vested rights by virtue of this Agreement.

19. **Notices.** Any notice, demand, or communication required, permitted, or desired to be given under this Agreement shall be deemed effectively given when personally delivered or mailed by first class or certified mail addressed as follows:

If to the City of Lansing: City of Lansing
 c/o City Clerk
 124 W. Michigan
 Lansing, MI 48933

And

Lansing City Attorney
124 W. Michigan
Lansing, MI 48933

If to the City of East Lansing: City of East Lansing
 c/o City Clerk
 410 Abbot Road
 East Lansing, MI 48823

And

East Lansing City Attorney
601 Abbot Road
East Lansing, MI_48823

The parties may, by written notice, designate any further or different address to which subsequent notices, demands, or communications may be given.

20. **Governing Law.** This Agreement has been executed and delivered and it shall be interpreted, construed, and enforced pursuant to and in accordance with the laws of the State of Michigan. All duties and obligations of the parties created under this Agreement shall be performed in Ingham County, Michigan. The parties agree that this Agreement was mutually drafted and cannot be construed against either party upon the basis that one was the scrivener of this Agreement.

21. **Assignment.** No assignment of this Agreement or any of the rights and obligations thereunder shall be valid without the specific written consent of all parties hereto.

22. **Severability.** In the event any provision of this Agreement is held to be unenforceable or invalid for any reason, the unenforceability or invalidity thereof shall not affect the remainder of this Agreement, which shall remain in full force and effect and enforceable in accordance with its terms, except in the event this Agreement is held to be void in its entirety. If, because of the invalidity of any part of this Agreement, either party determines that the purpose and intent of the Agreement has failed, the parties shall renegotiate in good faith to amend the Agreement to make it valid and satisfactory to both parties.

23. **Counterparts.** This Agreement may be executed in any number of counterparts and each such counterpart shall be considered a valid original.

24. **Entire Agreement.** This Agreement supersedes all previous and contemporaneous contracts and constitutes the entire agreement between the parties. No party shall be entitled to benefits other than those specified in this Agreement. No oral statements or prior or contemporaneous written material not specifically incorporated or referenced herein shall be of any force and effect, and the parties specifically acknowledge in entering into and executing this Agreement they rely solely upon the representations and agreements contained in this Agreement, and in the other contracts specified herein.

25. **Allocation of Cost of Litigation.** In the event a lawsuit or action is filed by any citizen or governmental entity challenging this Agreement, the costs of defending this Agreement, including attorneys' fees, shall be borne equally by the parties. If, after conclusion of the lower court proceedings, one of the parties desires to further proceed on appeal, and the other party declines, the party desiring to proceed shall bear all remaining costs.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement on the date first written above by authority of the respective City Councils.

Witnesses:

CITY OF LANSING

By: _____
Virg Bernero, Mayor

Approved as to form:

I hereby certify that funds are available in
Account No. _____

City Attorney

Finance Director/Controller

Witnesses:

By: _____
Nathan Triplett, Mayor

By: _____
Marie E. Wicks

Approved as to form:

I hereby certify that the sufficiency of funds
to enter into this agreement:

Thomas M. Yeadon, East Lansing City Attorney

Mary Haskell, Director of Finance

GOOD MORAL CHARACTER

- (1) **Definition.** The phrase "good moral character," or words of similar import, when used as a requirement for issuance of a license shall be construed to mean the propensity on the part of the person, or in the case of a business entity, the propensity on the part of any of the principals, partners, shareholders, members or employees of the business entity, to serve the public in the licensed area in a safe, fair, honest, and open manner.
- (2) **Use of Judgments of Guilt.** A judgment of guilt in a criminal prosecution shall not be used, in and of itself, as proof of a person's lack of good moral character without considering the factors set forth in paragraph (5) of this appendix. Except as otherwise prohibited by the provisions of this appendix, a conviction or juvenile adjudication may be used as evidence in the determination of the propensity of the person to serve the public in the licensed area in a safe, fair, honest and open manner.
- (3) **Certain Criminal Records Excluded.** The following criminal records shall not be used in a determination of good moral character for purposes of licensure:
 - (a) Records of an arrest not followed by a conviction.
 - (b) Records of a conviction which has been reversed, expunged, or vacated, including the arrest records relevant to that conviction.
 - (c) Records of an arrest or conviction for a misdemeanor unrelated to the person's likelihood to serve the public in a safe, fair, honest, and open manner.
 - (d) Records of an arrest or conviction for a misdemeanor for the conviction of which a person may not be incarcerated in a jail or prison.
 - (e) Records of criminal charges that were dismissed pursuant to the applicant's participation in a diversion or deferral program, including the arrest records related to those criminal charges.
 - (f) Records of an arrest or conviction of a misdemeanor offense over three years old where there was no subsequent conviction of any other crime.
 - (g) Records of an arrest or conviction of a nonviolent felony over seven years old where there is no subsequent conviction of any other crime and the person's liberty has not been restricted for at least five years.
 - (h) Records of juvenile adjudications.
- (4) **False or Misleading Applications and Specified Convictions as Evidence of Lack of Good Moral Character.** The submission of an application containing an intentionally false or misleading statement or, except as prohibited by paragraph (3) of this section, any conviction of any of the following offenses may be considered as evidence that the

applicant lacks good moral character:

- (a) Any crime which includes assaultive conduct.
 - (b) A crime of unlawfully carrying a concealed weapon.
 - (c) Any crime involving the distribution or delivery of controlled substances.
 - (d) Any crime of criminal sexual conduct.
 - (e) Any crime that contains an element of dishonesty, false statement or theft.
 - (f) When the license being sought will authorize the person to operate a motor vehicle, any offense which evidences a history of substance abuse, reckless or careless driving, or repeated offenses for operating while their driver's license was suspended or revoked.
- (5) **Factors to be Considered.** In determining whether, in light of all the evidence, a judgment of guilt shows that the applicant lacks good moral character, the following factors shall be considered:
- (a) The nature of the offense and its relationship to the license at issue.
 - (b) The length of time that has passed since the commission of the offense.
 - (c) The age of the applicant at the time he/she committed the offense.
 - (d) Evidence of rehabilitation or lack thereof.
- (6) **Use of Other Public Records.** Except as prohibited by paragraph (3), this section shall not bar the use of any other public record or of any other source of unbiased and accurate information concerning the applicant's propensity to serve the public in the licensed area in a safe, fair, honest, and open manner.
- (7) **Notice and Right to Rehearing.** When an applicant is found to be unqualified for a license because of a lack of good moral character, the person or business entity shall be furnished, by ordinary mail, with a statement in writing to this effect. The statement shall contain a complete record of the evidence upon which the determination was based. The applicant shall be entitled, as of right, to a rehearing on the issue before decision making body or person. The applicant shall file a written request for a rehearing with the decision making body or person within ten business days after the determination statement was mailed. The applicant shall be permitted to rebut the evidence upon which the determination statement was based, in writing, by showing that at the current time the applicant has the ability to, and is likely to, serve the public in a safe, fair, honest and open manner, that he or she is rehabilitated, that the substance of the former offense is not reasonably related to the occupation or profession for which he or she seeks to be

licensed, or that the application did not contain an intentionally false or misleading statement. Within ten business days following receipt of the request for rehearing, the decision making body or person shall furnish, by ordinary mail, the applicant with a written determination, including a complete record of the evidence upon which said determination was based.



Virg Bernero, Mayor

XII A 2

MLK Jr. Blvd. Repaving Noise Waiver Hearing Notice

The Michigan Department of Transportation is planning to resurface the asphalt travel lanes on M-99 (S. Martin Luther King Jr. Blvd.) between Victor Ave. and Edgewood Blvd. beginning mid-September and ending mid-November. To minimize the overall impact of the project on the public and expedite the work, MDOT is scheduling the work for nights (8 PM to 6 AM, Monday through Friday).

To work nights, City Council must approve a noise ordinance waiver. A public hearing on this issue is expected to take place Monday, September 22nd. For more information on the hearing, contact City Council at 483-4177. For project information, contact MDOT at 335-3770.



Virg Bernero, Mayor

I-496 Concrete Repair Noise Waiver Hearing Notice

The Michigan Department of Transportation is planning to perform concrete repair work on I-496 in the city of Lansing between the west city limits and Cedar Street on the weekends of October 10th-12th, October 17th-19th and November 14th-16th. To minimize the overall impact of the project on the public and expedite the work, MDOT is scheduling the work for 8 PM to 6 AM on these dates.

To work nights, City Council must approve a noise ordinance waiver. A public hearing on this issue is expected to take place Monday, September 22nd. For more information on the hearing, contact City Council at 483-4177. For project information, contact MDOT at 335-3770.



Virg Bernero, Mayor

South Lansing Pathway Construction Information Meeting

Pathway construction along the Consumers Energy utility corridor is almost complete east of Pennsylvania Ave. Work will begin at Pennsylvania Ave. in the next few weeks and continue toward Waverly Rd. through November. Attend this meeting to find out more about the project, including a request by the contractor, Hoffman Brothers, to work Saturdays through the completion of the project. City Council will consider this request in late September.

When: Tuesday, September 2nd, 6:30 – 7:30 PM

Where: Alfreda Schmidt Southside Community Center
5815 Wise Road

Info: Andy Kilpatrick, 517-483-4248 or andrew.kilpatrick@lansingmi.gov

BY COUNCIL MEMBERS BOLES, BROWN CLARKE, DUNBAR, HOUGHTON,
QUINNEY, WASHINGTON, WOOD, AND YORKO
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, On Thursday, October 2, 2014 the Committee for the Annual Domestic Violence Awareness Month Candlelight Vigil will hold a candlelight vigil to remember those we have lost as a result of abuse, celebrate those who have survived, connect with those who work to end violence, and raise public awareness about domestic violence; and

WHEREAS, The theme for this year's event is Healing through Art and will feature posters from the "Beating Hearts: Stories of Domestic Violence" exhibit, and an interactive art exhibit "The Door: A Journey from Domestic Violence Victim to Survivor" by Stacie Dubay. The program will also feature stories from domestic violence survivors, a reading of names of those who lost their lives to domestic violence, a silent silhouette display and a candle lighting ceremony, and

WHEREAS, The Candlelight Vigil is a collaboration between EVE (End Violent Encounters), CARE (Capital Area Response Effort), MSU Safe Place, the SIREN/Eaton Shelter, the Women's Center of Greater Lansing, Michigan Women's Historical Center & Hall of Fame, and the Lansing Police Department; and

WHEREAS, Domestic Violence Awareness Month evolved from the first Day of Unity observed in October, 1981 by the National Coalition Against Domestic Violence. The intent was to connect battered women's advocates across the nation who are working to end violence against women and their children. The Day of Unity soon became a special week when a range of activities were conducted at the local, state, and national levels.

BE IT RESOLVED; that the City of Lansing City Council wishes to recognize the efforts of the Committee for the Annual Domestic Violence Awareness Month Candlelight Vigil for supporting and enriching the lives of those touched by domestic violence. We thank you for your continued efforts and service.

BY COUNCIL MEMBERS BOLES, BROWN CLARKE, DUNBAR, HOUGHTON,
QUINNEY, WASHINGTON, WOOD, AND YORKO
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, Lansing Church of God in Christ, is kicking off its 90th birthday celebration with a free Family Fun Fest from 11 a.m. to 5 p.m. Saturday, September 21, 2014 on the church grounds. The church will give away hundreds of backpacks filled with supplies, offer a free clothes closet that includes personal hygiene items for those who attend and many more activities; and

WHEREAS, the church located at 5304 Wise Road, built in 1976 after three previous moves, sits on 15 acres and has approximately 300 active parishioners; and

WHEREAS, Church Elder Richard Wilson founded the Church of Christ in God in 1924 at 914 Williams, and two years later moved it to Birch Street where it became known as the Birch Street Church of God in Christ. In the 1950's the church purchased the Mayflower Church on West St. Joseph and Martin Luther King Jr. Boulevard (formally Logan Street), at which point it become known as the Lansing Church of God in Christ; and

WHEREAS, Bishop Samuel Duncan Jr, who started out as a church member, was named Bishop after serving as church pastor since 1992, and currently oversees 26 churches throughout the state; and

WHEREAS, the church in addition to offering daily prayers, host a food pantry and have a clothing ministry involving three dozen ministries members offering something for everyone.

BE IT RESOLVED, The City of Lansing City Council wishes to recognize Lansing Church of God in Christ for 90years of service to the Lord and its members. Savior Jesus Christ who said in regard to the church- "Upon this rock, I will build my church and the gates of hell shall not prevail against it". May you continue on in your journey and service for many more years to come.

BY COUNCIL MEMBERS BOLES, BROWN CLARKE, DUNBAR, HOUGHTON,
QUINNEY, WASHINGTON, WOOD, AND YORKO
BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, Mary Lou Pittman was born in Lansing on February 7, 1936 to Lena Mae Lyles and Foster Young. Mary Lou also had two sisters, Virginia and Loretta, along with one brother, Robert; and

WHEREAS, on September 16, 2014 Lansing suffered a tragic loss with the passing of this wonderful woman at the age of 78; and

WHEREAS, Ms. Pittman married Willie Pittman Sr. in 1954 and had five beautiful children; Sherrill, Willie, Vanessa, Adova, and Michael. Marylou also has nine (9) grandchildren, and eighteen (18) great-grandchildren; and

WHEREAS, Mary Lou was actively involved in her church, New Mount Calvary, and served on their Usher Board. Mary Lou was actively involved in the community, volunteering her time and services with helping the homeless and senior citizens, particularly with the voting process; and

BE IT RESOLVED, the Lansing City Council hereby recognizes Mary Lou Pittman as an influential and exceptional member of this community and extends its condolences and sympathy to her family and friends during this time of sorrow. May you know the comfort and peace that comes from above.

BY THE DEVELOPMENT AND PLANNING COMMITTEE
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

RESOLUTION TO SET A PUBLIC HEARING REGARDING THE ESTABLISHMENT OF
AN OBSOLETE PROPERTY REHABILITATION DISTRICT
228 and 232 S. Washington Square

WHEREAS, the owner of property located at 228 and 232 S. Washington Square in the City of Lansing, Michigan (the "Property") has requested in writing that the City of Lansing establish an Obsolete Property Rehabilitation District (the "District") as enabled by Public Act 146 of 2000, the "Obsolete Property Rehabilitation Act" (the "Act"), and

WHEREAS, the owner of the Property, George F. Eyde Family LLC, is the legal owner of greater than fifty percent (50%) of all taxable value of the property located within the proposed District, and

WHEREAS, the property in question and the proposed boundary of the District is legally described as:

228 S. WASHINGTON SQUARE – LOT 27 BOARD OF STATE AUDITORS SUB
REC L 1 P 26

232 S. WASHINGTON SQUARE – LOT 28 BOARD OF STATE AUDITORS SUB
REC L 1 P 26

and,

WHEREAS, the Act requires that before establishing a District the Lansing City Council hold a public hearing in order to provide an opportunity for owners, residents or other taxpayers of the City of Lansing to appear and be heard regarding the establishment of the District.

NOW THEREFORE BE IT RESOLVED that a public hearing be held in the City Council Chambers of the City of Lansing, 10th Floor, Lansing City Hall, Lansing, Michigan, on Monday, October 13, 2014 at 7:00 p.m. for the purpose of receiving public comment on the establishment of an Obsolete Property Rehabilitation District under the provisions of Public Act 146 of 2000 and that the Clerk shall publish once in a publication of general circulation within the community a notice of the scheduled public hearing and that the notice appear not less than 10 or more than 30 days prior to the date of the hearing and that the Clerk also cause the owner of property within the proposed district to receive written notice of the public hearing to be delivered by certified mail.

BY THE DEVELOPMENT AND PLANNING COMMITTEE
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

RESOLUTION TO SET A PUBLIC HEARING REGARDING THE ESTABLISHMENT OF
AN OBSOLETE PROPERTY REHABILITATION EXEMPTION CERTIFICATE
228 and 232 S. Washington Square

WHEREAS, George F. Eyde Family LLC, owner of the property located at 228 and 232 S. Washington Square in the City of Lansing, Michigan (the "Property") has applied to the City of Lansing for the City to approve the issuance of an Obsolete Property Rehabilitation Exemption Certificate (the "OPRA Certificate"), pursuant to the Michigan Obsolete Property Rehabilitation Act, being Public Act 146 of 2000 (the "Act"); and

WHEREAS, the property in question of the Certificate is legally described as:

228 S. WASHINGTON SQUARE – LOT 27 BOARD OF STATE AUDITORS SUB
REC L 1 P 26

232 S. WASHINGTON SQUARE – LOT 28 BOARD OF STATE AUDITORS SUB
REC L 1 P 26

WHEREAS, an Obsolete Property Rehabilitation District was established by the Lansing City Council on October 13, 2014 in accordance with the act; and

WHEREAS, the Act requires that before granting a Certificate the Lansing City Council hold a public hearing in order to provide an opportunity for the applicant, the City Assessor, a representative of the affected taxing units, the residents, and other taxpayers of the City of Lansing general public appear and be heard regarding the approval of the OPRA Certificate.

NOW THEREFORE BE IT RESOLVED that a public hearing be held in the City Council Chambers of the City of Lansing, 10th Floor, Lansing City Hall, Lansing, Michigan, on Monday, October 13, 2014 at 7:00 p.m. for the purpose of receiving public comment on the establishment of an Obsolete Property Rehabilitation Certificate under the provisions of Public Act 146 of 2000 and that the Clerk shall publish once in a publication of general circulation within the community a notice of the scheduled public hearing and that the notice appear not less than 10 or more than 30 days prior to the date of the hearing and that the Clerk also cause the owner of property within the proposed district to receive written notice of the public hearing to be delivered by certified mail.

BY THE COMMITTEE ON DEVELOPMENT AND PLANNING
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the City of Lansing received and filed an application from Cameron Tool Corporation requesting an Industrial Facilities Exemption Certificate (IFT-3-14) pursuant to Public Act 198 of 1974, as amended; and

WHEREAS, prior to acting upon this request, it is necessary to hold a public hearing on Cameron Tool Corporation's application for an Industrial Facilities Exemption Certificate (IFT-3-14), to allow for any resident or taxpayer or ad valorem taxing unit the right to appear and be heard.

NOW, THEREFORE, BE IT RESOLVED that a public hearing be held in the City Council Chambers of the City of Lansing, 10th Floor, Lansing City Hall, Lansing, Michigan, on the 13th day of October, 2014 at 7:00 p.m., on the Cameron Tool Corporation application for an Industrial Facilities Exemption Certificate (IFT-3-14) located at 1800 Bassett, Lansing, MI within the boundary more particularly described as:

N 3 FT LOT 2 SHIRLEY PARK, ALSO LOTS 1 THRU 9 INCL, OUTLOTS A & B, ALL VAC SHIRANN ST SHIRANN SUB, ALSO PARTS LOTS 27 THRU 34 ASSESSORS PLAT NO 11 COM N LINE BASSETT ST 163 FT W OF E LINE LOT 30, TH N 231 FT TO N LINE LOT 31, W 1.5 FT, N 165 FT, W 167.76 FT, S 66 FT, W 169.65 FT, S 197.64 FT, E 85.66 FT TO POINT 90.34 FT W OF NE COR LOT 29, S 14.91 FT, E 80.99 FT, S 117.34 FT TO N LINE BASSETT ST, E 172.3 FT TO BEG; ASSESSORS PLAT NO 11 Tax ID 33-01-01-08-126-004, and

PARTS LOTS 31, 33 & 34 COM SW COR LOT 31, TH E 125 FT, N TO S LINE LOT 34, E 169.65 FT, N 66 FT, W 283.88 FT TO E LINE LMRR, S'LY 264.03 FT ALONG R/W TO BEG; ASSESSORS PLAT NO 11 Tax ID 33-01-01-08-126-093, and

LOTS 27, 28 & W 25.7 FT LOT 29, EXC COM 9.3 FT W OF NE COR LOT 29, TH S 14.66 FT, W 80.99 FT, N 14.91 FT, E 81.04 FT TO BEG, EXC PARTS ABOVE LOTS USED AS BASSETT ST R/W ASSESSORS PLAT NO 11, Tax ID 33-01-01-08-126-082,

and that the City Clerk cause the legislative body of each taxing unit levying ad valorem taxes on this property, as well as the owners of real property located within the stated boundary, be notified of this application and the scheduled public hearing.

BY THE COMMITTEE ON DEVELOPMENT AND PLANNING
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

Resolution Setting a Public Hearing for the Creation of
Industrial District IDD-1-14 for Cameron Tool Corporation

WHEREAS, the City Council of the City of Lansing has received a request from Cameron Tool Corporation to create Lansing Industrial Development District (IDD-1-14) encompassing property commonly known as 1800 Bassett, Lansing, Michigan and legally described as:

N 3 FT LOT 2 SHIRLEY PARK, ALSO LOTS 1 THRU 9 INCL, OUTLOTS A & B, ALL VAC SHIRANN ST SHIRANN SUB, ALSO PARTS LOTS 27 THRU 34 ASSESSORS PLAT NO 11 COM N LINE BASSETT ST 163 FT W OF E LINE LOT 30, TH N 231 FT TO N LINE LOT 31, W 1.5 FT, N 165 FT, W 167.76 FT, S 66 FT, W 169.65 FT, S 197.64 FT, E 85.66 FT TO POINT 90.34 FT W OF NE COR LOT 29, S 14.91 FT, E 80.99 FT, S 117.34 FT TO N LINE BASSETT ST, E 172.3 FT TO BEG; ASSESSORS PLAT NO 11 Tax ID 33-01-01-08-126-004, and

PARTS LOTS 31, 33 & 34 COM SW COR LOT 31, TH E 125 FT, N TO S LINE LOT 34, E 169.65 FT, N 66 FT, W 283.88 FT TO E LINE LMRR, S'LY 264.03 FT ALONG R/W TO BEG; ASSESSORS PLAT NO 11 Tax ID 33-01-01-08-126-093, and

LOTS 27, 28 & W 25.7 FT LOT 29, EXC COM 9.3 FT W OF NE COR LOT 29, TH S 14.66 FT, W 80.99 FT, N 14.91 FT, E 81.04 FT TO BEG, EXC PARTS ABOVE LOTS USED AS BASSETT ST R/W ASSESSORS PLAT NO 11, Tax ID 33-01-01-08-126-082; and,

WHEREAS, prior to acting on this request, it is necessary to hold a public hearing on the proposed creation of IDD-1-14, to allow for all residents, taxpayers and other interested persons the right to appear and be heard.

NOW, THEREFORE, BE IT RESOLVED, that a public hearing be held in the City Council Chambers of the City of Lansing, 10th Floor, Lansing City Hall, Lansing, Michigan, on the 13th day of October, 2014 at 7:00 p.m., and that the City Clerk cause to be published notice of such hearing in a publication of general circulation when all persons interested may attend and be heard and make any objection they may have to the proposed District, and that the City Clerk also cause the owners of real property located within the proposed amended district to be notified of the request and the scheduled public hearing.

BY THE COMMITTEE ON INTERGOVERNMENTAL RELATIONS
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Tri-County Aging Consortium, known as Tri-County Office on Aging, produced the Fiscal Year 2015 Annual Implementation Plan as required by the Older Americans Act and the Older Michiganians Act; and

WHEREAS, the Committee on Intergovernmental Relations reviewed the document on September 17, 2014; and

WHEREAS, the Lansing City Council reviewed the Tri-County Office on Aging's Fiscal Year 2015 Annual Implementation Plan; and

BE IT RESOLVED that the Lansing City Council, hereby, approves said document as presented.

BY THE COMMITTEE ON WAYS AND MEANS
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Mayor made the appointment of Christopher Blake Johnson of 2009 Gordon Avenue in Lansing, MI, 48910, as an At-Large Member to the Lansing Economic Development Corporation/Tax Increment Financing Authority/Lansing Brownfield Authority for a term to expire February 28, 2016.

WHEREAS, the nominee has been vetted and meets the qualifications as required by the City Charter;

WHEREAS, the Committee on Ways and Means met on September 12, 2014 and took affirmative action;

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, confirms the appointment of Christopher Blake Johnson of 2009 Gordon Avenue in Lansing, MI, 48910, as an At-Large Member to the Lansing Economic Development Corporation/Tax Increment Financing Authority/Lansing Brownfield Authority for a term to expire February 28, 2016.

THIS ITEM NOT AVAILABLE AT TIME OF PRINT

BY THE COMMITTEE OF THE WHOLE
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Mayor made the reappointment to various Boards as stated below:

Board of Water & Light

Margaret Bossenbery as Second Ward Member for a term to expire June 30, 2018 and David Price as an At-Large Member for a term to expire June 30, 2018; and

Tri County Regional Planning

Judi Brown Clarke for a term to expire January 1, 2015

Jessica Yorko for a term to expire January 1, 2015

WHEREAS, recommendations have been reported upon and vetted by the Mayor's office and meet all the Lansing Charter Requirements; and

WHEREAS, the Committee of the Whole met on Monday, September 22, 2014 to review and recommend approval of the following reappointments:

Board of Water & Light

Margaret Bossenbery as Second Ward Member for a term to expire June 30, 2018 and David Price as an At-Large Member for a term to expire June 30, 2018; and

Tri County Regional Planning

Judi Brown Clarke for a term to expire January 1, 2015

Jessica Yorko for a term to expire January 1, 2015

BE IT RESOLVED that the Lansing City Council, hereby, confirms the following reappointments:

Board of Water & Light

Margaret Bossenbery as Second Ward Member for a term to expire June 30, 2018 and David Price as an At-Large Member for a term to expire June 30, 2018; and

Tri County Regional Planning

Judi Brown Clarke for a term to expire January 1, 2015

Jessica Yorko for a term to expire January 1, 2015

BY THE COMMITTEE OF THE WHOLE
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, uniformity in licensing and regulation of taxicab companies and taxicab drivers is desirable for the health, safety, and welfare of the public as well as desirable for the taxicab companies and taxicab drivers; and

WHEREAS, both the City of Lansing and the City of East Lansing have the authority to license and regulate taxicab companies and taxicab drivers; and

WHEREAS, pursuant to the Municipal Partnership Act, two or more local governments are authorized to enter into a contract with each other to form an Authority to perform functions that each local government could exercise separately; and

WHEREAS, an Authority formed pursuant to the Public Transportation Authority Act may license and regulate taxicab companies and taxicab drivers; and

WHEREAS, the Mayor, in consultation with the City of East Lansing, has presented the “Municipal Partnership Agreement Between the City of East Lansing and the City of Lansing to Form an Authority for the Regulation of Taxicab Companies and Drivers” and the “Articles of Incorporation of the Greater Lansing Taxi Authority” with his support and recommendation that it be approved, and the Committee of the Whole concurs in the recommendation.

NOW BE IT RESOLVED that the City Council of the City of Lansing hereby approves the “Municipal Partnership Agreement Between the City of East Lansing and the City of Lansing to Form an Authority for the Regulation Taxicab Companies and Drivers” and the “Articles of Incorporation of the Greater Lansing Taxi Authority.”

NOW BE IT FURTHER RESOLVED that the City of Lansing’s approval is subject to the timely approvals of the “Municipal Partnership Agreement Between the City of East Lansing and the City of Lansing to Form an Authority for the Regulation Taxicab Companies and Drivers” and the “Articles of Incorporation of the Greater Lansing Taxi Authority.”

BE IT RESOLVED that the Mayor, on behalf of the City, is authorized to execute the “Municipal Partnership Agreement Between the City of East Lansing and the City of Lansing to Form an Authority for the Regulation Taxicab Companies and Drivers” and the “Articles of Incorporation of the Greater Lansing Taxi Authority” after it is approved by the City of East Lansing and after its final approval as to content and form by the City Attorney.

BY THE COMMITTEE ON DEVELOPMENT AND PLANNING
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

Act-13-12, Sale of Waverly and Michigan Avenue Park Property

WHEREAS, the City of Lansing is the owner of real property commonly known as Waverly Golf Course, A/K/A/ Waverly Park, and adjacent Michigan Avenue Park, collectively referred to as the "Property" and described as:

A parcel of land in the Northwest fractional 1/4 of Section 18, T4N, R2W, City of Lansing, Ingham County, Michigan, the surveyed boundary of said parcel described as: Beginning at the Northwest corner of said Section 18; thence S89°29'42"E along the North line of said Section 18 a distance of 2010.33 feet to the West line of Bonair Farms Subdivision, as recorded in Liber 6 of Plats, Page 48, Ingham County Records as extended; thence S00°35'43"W along said West line and its extension 2631.77 feet to the East-West 1/4 line of said Section 18; thence N89°44'11"W along said East-West 1/4 line 2004.00 feet to the West 1/4 corner of said Section 18; thence N00°27'26"E along the West line of said Section 18 a distance of 2640.21 feet to the point of beginning; said parcel containing 121.46 acres, more or less, including 6.12 acres more or less, for right of way along Saginaw Highway, Waverly Road and Michigan Avenue; said parcel subject to all easements and restrictions if any,

; and

WHEREAS, the two parks that constitute the Property are dedicated City of Lansing parks, located in Lansing Township, Michigan; and

WHEREAS, the City of Lansing proposes to sell the Property to Schostak Brothers and Company, Inc., 17800 Laurel Park Drive, Suite 200C, Livonia, MI 48125; and

WHEREAS, Section 8-403.6 of the Lansing City Charter and Section 208.10 of the Code of Ordinances require sale of park land be approved by the voters of the City of Lansing; and

WHEREAS, at its meeting on May 11, 2011, the Parks Board approved placing the sale of the Property on the ballot for consideration by Lansing voters; and

WHEREAS, at the election held on August 7, 2012, the electors of the City of Lansing voted to approve the sale of the property as required by Section 8-403.6 of the City Charter; and

WHEREAS, on November 13, 2012, the Planning Board found, based on its review of the location, character, and extent of the proposal, as well as the findings of City Council, in accordance with its Act 33 Review procedures, that no public purpose has been identified that would require the City to retain ownership of the Property; and

WHEREAS, the Board voted unanimously (5-0), recommend approval of Act-13-12, the marketing for sale and disposition of the Property; and

WHEREAS, the Real Estate Purchase Agreement (the "Agreement") between the City of Lansing and Schostak Brothers and Company, Inc., 17800 Laurel Park Drive, Suite 200C, Livonia, MI 48125 for the Property has been placed on file with the City Clerk for more than 30 days and is presented for approval; and

WHEREAS, the Committee on Development and Planning has reviewed this Agreement, and report and recommendation of the Planning Board, and concurs therewith.

NOW, THEREFORE, BE IT RESOLVED, that the Lansing City Council hereby approves and authorizes the sale of the Property, commonly known as Waverly and Michigan Parks, and legally described as:

A parcel of land in the Northwest fractional 1/4 of Section 18, T4N, R2W, City of Lansing, Ingham County, Michigan, the surveyed boundary of said parcel described as: Beginning at the Northwest corner of said Section 18; thence S89°29'42"E along the North line of said Section 18 a distance of 2010.33 feet to the West line of Bonair Farms Subdivision, as recorded in Liber 6 of Plats, Page 48, Ingham County Records as extended; thence S00°35'43"W along said West line and its extension 2631.77 feet to the East-West 1/4 line of said Section 18; thence N89°44'11"W along said East-West 1/4 line 2004.00 feet to the West 1/4 corner of said Section 18; thence N00°27'26"E along the West line of said Section 18 a distance of 2640.21 feet to the point of beginning; said parcel containing 121.46 acres, more or less, including 6.12 acres more or less, for right of way along Saginaw Highway, Waverly Road and Michigan Avenue; said parcel subject to all easements and restrictions if any, as placed on file with the City Clerk, for the sum of Five Million Seven Hundred Ninety Five Thousand Two Hundred Fifty and 00/100 Dollars (\$5,795,250.00), less closing costs and real estate agency fees, to Schostak Brothers and Company, Inc., 17800 Laurel Park Drive, Suite 200C, Livonia, MI 48125; and

BE IT FURTHER RESOLVED, that the administration will develop and submit to Council a proposal to replace the sledding hill on the Property at a location within the City of Lansing; and

BE IT FURTHER RESOLVED, that the administration will bring the appropriation of any net proceeds from the sale of the Property to Council for its approval.

BE IT FINALLY RESOLVED, that the Mayor, on behalf of the City, is hereby authorized to sign and execute all documents necessary to effectuate the aforementioned sale, subject to their prior approval as to content and form by the City Attorney.

BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Michigan Department of Transportation requested a waiver of the noise ordinance for repaving on M-99 (Martin Luther King, Jr. Blvd.) between Edgewood Boulevard and Victor Avenue;

WHEREAS, the night work is scheduled through mid-November and would take place from 9:00 p.m. to 6:00 a.m., seven days a week, to minimize inconvenience to the public and expedite the project;

WHEREAS, a public hearing was held on Monday, September 22, 2014 in consideration of the request for a waiver of the noise ordinance and the majority of those that spoke supported the request.

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, grants the Michigan Department of Transportation a waiver of the noise ordinance for repaving on M-99 (Martin Luther King, Jr. Blvd.) between Edgewood Boulevard and Victor Avenue from 9:00 p.m. to 6:00 a.m., seven days a week, through mid-November, to minimize inconvenience to the public and expedite the project.

BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Michigan Department of Transportation has requested a waiver of the noise ordinance for concrete pavement repairs on I-496 between the west city limits and Cedar Street;

WHEREAS, the work is scheduled for the weekends of October 10th, October 17th and November 14th to avoid MSU home football game weekends;

WHEREAS weekend work would take place from Friday at 9:00 p.m. to Monday at 6:00 a.m. to minimize inconvenience to the public and expedite the project;

WHEREAS, a public hearing was held on Monday, September 22, 2014 in consideration of the quest for a waiver of the noise ordinance and the majority of those that spoke supported the request.

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, grants the request from the Michigan Department of Transportation for a waiver of the noise ordinance to allow concrete pavement repairs on I-496 on three weekends from Friday at 9:00 p.m. to Monday and 6:00 a.m. to minimize inconvenience to the public and expedite the project.

BY THE COMMITTEE ON GENERAL SERVICES
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, Hoffman Brothers, Inc., contractor for the City of Lansing, has requested a waiver of the noise ordinance to permit construction work on the non-motorized pathway along the Consumers Energy utility corridor in south Lansing on Saturdays between 8 AM and 5;

WHEREAS, Saturday work will consist primarily of grading and paving;

WHEREAS, Saturday work is expected to continue through the end of November, 2014;

WHEREAS, the request was made to ensure construction of the project is completed in 2014;

WHEREAS, a public hearing was held on Monday, September 22, 2014 in consideration of the request for an issuance of the waiver and the majority of those that spoke supported the request.

NOW, THEREFORE, BE IT RESOLVED that the Lansing City Council, hereby, grants the request from Hoffman Brothers, Inc. for a waiver of the noise ordinance to permit construction work on the non-motorized pathway along the Consumers Energy utility corridor in south Lansing on Saturdays between 8 AM and 5 PM through November 29th, 2014 to ensure completion of the project this construction season.

BY THE COMMITTEE ON WAYS AND MEANS
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, for the past seventeen years, the Capital Area Response Effort (CARE) Programs has served the City of Lansing in ending family violence in Ingham County, violence; and

WHEREAS, the CARE Program provides empathic listening to the victims, assesses a victims risk of further injury or homicide, provides education on the power and control behavior of assaults, personal safety planning, helps to arrange safe shelter, provides advocacy with legal and civil court proceedings, assists with Victims' Rights Compensation medical forms, provide available free 911 phones, arranges transportation to local community agencies, accesses other community resources available to the victims, dispenses emergency personal need items; and

WHEREAS, drawing as necessary on community referrals, the CARE program is a post-arrest response team responding to victims of relationship violence in Lansing, East Lansing, Lansing and Meridian Townships and Michigan State University; and

WHEREAS, the CARE Program utilizes 3 staff and approximately 42 volunteers (on-call 7-days a week from 0800 – 0100 hours) via Tri-county dispatch center; and

WHEREAS, the CARE Program also responds to victims of non-arrest relationship violence via phone contracts and/or if dispatched by local hospitals; and

WHEREAS, in partnership with Ending Violent Encounters (EVE,Inc.) and MSU Safe Place shelters, the CARE Program provides thirty-five hours volunteer training sessions, three times a year and 60 days probation period for CARE volunteers. Volunteer training is geared specifically to domestic violence laws, victim's rights, community resources, empathic listening, crisis intervention and safety planning; and

WHEREAS, via numerous agencies and organizations, the CARE Program also promotes better community awareness of relationship violence by providing community education and training; and

WHEREAS, the CARE Program is funded for 10/01/2014 – 09/30/15 by a renewable direct federal Victims of Crime Act (VOCA) Grant of \$155,000, \$126,480 covered by the grant with a City match of \$28,520 (using in-kind local match).

BE IT RESOLVED, the Lansing City Council authorizes the Administration to accept and administer a VOCA-CARE grant from the Michigan Crime Victims Service Commission in the amount of \$155,000, for the fiscal period beginning October 1, 2014 and ending September 30, 2015 and to create accounts and make necessary transfers.



Chris Swope
Lansing City Clerk

September 19, 2014

Lansing City Council
10th Floor City Hall
124 W. Michigan Ave.
Lansing, MI 48933

Dear President Boles and Council Members:

Attached for your review and appropriate action is a draft resolution proposing the Lansing City Council meeting schedule for 2015. Please contact me if I may provide any additional information or assistance.

Sincerely,

Chris Swope
Lansing City Clerk

BY THE COMMITTEE _____
RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, City Clerk Chris Swope submitted a recommended list of dates for the Lansing City Council meetings for 2015 to the Lansing City Council; and

WHEREAS, Mayor Virg Bernero has requested the State of the City Address to be Thursday, January 29; and

WHEREAS, the Lansing City Charter requires the City Council to meet weekly at least 26 times each year; and

WHEREAS, the Committee of the Whole has reviewed the City Clerk's recommendations and concurs with the list of recommended meeting dates for 2015;

NOW, THEREFORE, BE IT RESOLVED the Lansing City Council hereby approves the recommendations of City Clerk Chris Swope for Lansing City Council meeting dates for 2015 as follows:

Monday, January 05, 2015; Annual Organizational - 1st meeting of year
Monday, January 12, 2015
Thursday, January 29, 2015; 5 p.m. will recess and reconvene at 7 p.m. at location
to be announced for the State of the City Address
Monday, February 09, 2015
Monday, February 23, 2015; Board List - prior to first meeting in March
Monday, March 09, 2015
Monday, March 23, 2015; Mayor's Budget - on or before 4th Monday in March
Monday, March 30, 2015
Monday, April 13, 2015
Monday, April 27, 2015; Mayor's Board Appointments - prior to first meeting in May
Monday, May 11, 2015; Budget Public Hearing
Monday, May 18, 2015; Adopt Budget - not later than 3rd Monday in May
Monday, June 08, 2015; Council Act on Appointments - at or before 1st meeting in
June
Monday, June 22, 2015
Monday, June 29, 2015
Monday, July 13, 2015
Monday, July 27, 2015
Monday, August 10, 2015
Monday, August 24, 2015
Monday, August 31, 2015
Monday, September 14, 2015
Monday, September 28, 2015; Budget Priorities - no later than October 1
Monday, October 12, 2015
Monday, October 26, 2015
Monday, November 09, 2015

Monday, November 23, 2015
Monday, December 14, 2015;

Except as otherwise noted, all meetings will be on a Monday at 7:00 p.m. in the Lansing City Council Chambers, 10th Floor City Hall.

BE IT FURTHER RESOLVED that the Council shall meet as a Committee of the Whole on Monday, January 5, 2015 at 5:30 p.m.



Virg Bernero, Mayor

OFFICE OF THE MAYOR

9th Floor, City Hall
124 W. Michigan Avenue
Lansing, Michigan 48933-1694
(517) 483-4141 (voice)
(517) 483-4479 (TDD)
(517) 483-6066 (Fax)

TO: City Council President A'Lynne Boles and Councilmembers
FROM: Mayor Virg Bernero
DATE: September 18, 2014
RE: Resolution—New Cemetery Fees— Mount Hope Cemetery

The attached correspondence is forwarded for your review and appropriate action.

VB/rh
Attachment

To: Virg Bernero, Mayor
From: Brett Kaschinske, Parks Director
Subject: Resolution—New Cemetery Fees— Mount Hope Cemetery
Date: September 18, 2014

Please forward this resolution to City Council for placement on the Agenda.

If you have any questions, or need additional information, please give me a call.

Attachments

BY THE COMMITTEE ON WAYS AND MEANS

RESOLVED BY THE CITY COUNCIL OF THE CITY OF LANSING

WHEREAS, the Parks and Recreation Department is required to submit new Cemetery fee recommendations to be considered for approval prior to implementation of new fees; and

WHEREAS, the Parks and Recreation Department has recently opened a new section of fifty-five (55) grave sites at Mount Hope Cemetery for purchase; and

WHEREAS, the addition of fifty-five (55) grave sites within Mount Hope Cemetery will provide burial sites within Lansing's famous historic cemetery and produce new revenue; and

WHEREAS, the Parks and Recreation Department has installed Cremation Towers at Mount Hope Cemetery for purchase for the purpose of interring cremains; and

WHEREAS, the addition of Cremation Towers is a new concept and will save burial space, as well as produce new revenue; and

WHEREAS, the addition of new grave sites at Mount Hope Cemetery and Cremation Towers at Mount Hope Cemetery will provide additional revenue

WHEREAS, the Parks and Recreation Department recommends no further changes to the cemetery fees, other than those listed below; and

WHEREAS, the Mayor has submitted the following fee changes for review by the Council Committee on Ways and Means:

[23693:2:20140918:183915]

	<u>Current Fee</u>	<u>Proposed Fee</u>
Premium Mount Hope Graves – Resident	\$ 900.00	\$1,350.00
Premium Mount Hope Graves – Non-Resident	\$1,350.00	\$2,025.00
Tower Marker Foundation Cut		\$ 25.00
Tower Interment Opening/Closing		\$ 150.00
2 Person Tower Lot - Resident		\$ 650.00
2 Person Tower Lot – Non-Resident		\$ 975.00
3 Person Tower Lot – Resident		\$ 975.00
3 Person Tower Lot – Non-Resident		\$1,465.00

NOW, THEREFORE, BE IT RESOLVED that the City Council approves the fee changes as stated above in this resolution; and

BE IT FINALLY RESOLVED that these fees will take immediate effect.

PRINCE

DOROTHY C.

DEC. 18, 1937

MAY 15, 2010

ROBERT A.

JULY 16, 1936



FY 2015 Proposed Revenue/Fee Changes Fo

*This form should be used for any proposed new revenue sources and for changes to existing fees. **Please attach 2015 projected revenue increase**.*

Department: PARKS AND RECREATION _____
Fund: CEMETERY _____

Revenue Description/ Account Title	Brief Description	Account Code	Ordinance Change Required?
TOWER MARKER CUT	FOUNDATION CUT FOR TOWER		
TOWER INTERMENT	OPENING/CLOSING TOWER		
2 PERSON TOWER	RESIDENT TOWER LOT		
3 PERSON TOWER	RESIDENT TOWER LOT		
2 PERSON TOWER	NON-RESIDENT TOWER LOT		
3 PERSON TOWER	NON-RESIDENT TOWER LOT		
PREMIUM MT HOPE GRAVES	NEW GRAVES/MT HOPE RESIDENT		
PREMIUM MT HOPE GRAVES	NEW GRAVES/MT HOPE NON-RESIDENT		
CREMAIN TOWERS ARE TO BE AT A 5 1/2 FT MAXIMUM HEIGHT INCLUDING FOUNDATION & BASE:			
55 Grave sites are available in Mt Hope			

Please attach a worksheet showing the calculation and assumptions used to determine the FY 2015 projected r

rm

a worksheet showing the calculation used to determine the FY

Current Rate	Proposed New Rate	Projected FY15 Revenue <u>without</u> Rate Increase	Projected FY15 Revenue <u>additional</u> revenue (above preceding column)	Total FY 2015 Revenue Projected
\$ -	\$ 25.00	\$ -	\$ -	\$ -
\$ -	\$ 150.00			\$ -
\$ -	\$ 650.00			
\$ -	\$ 975.00			
\$ -	\$ 975.00			
\$ -	\$ 1,465.00			
\$ 900.00	\$ 1,350.00			\$ -
\$ 1,350.00	\$ 2,025.00			\$ -

(25 OF THE AVAILABLE
(30 OF THE AVAILABLE

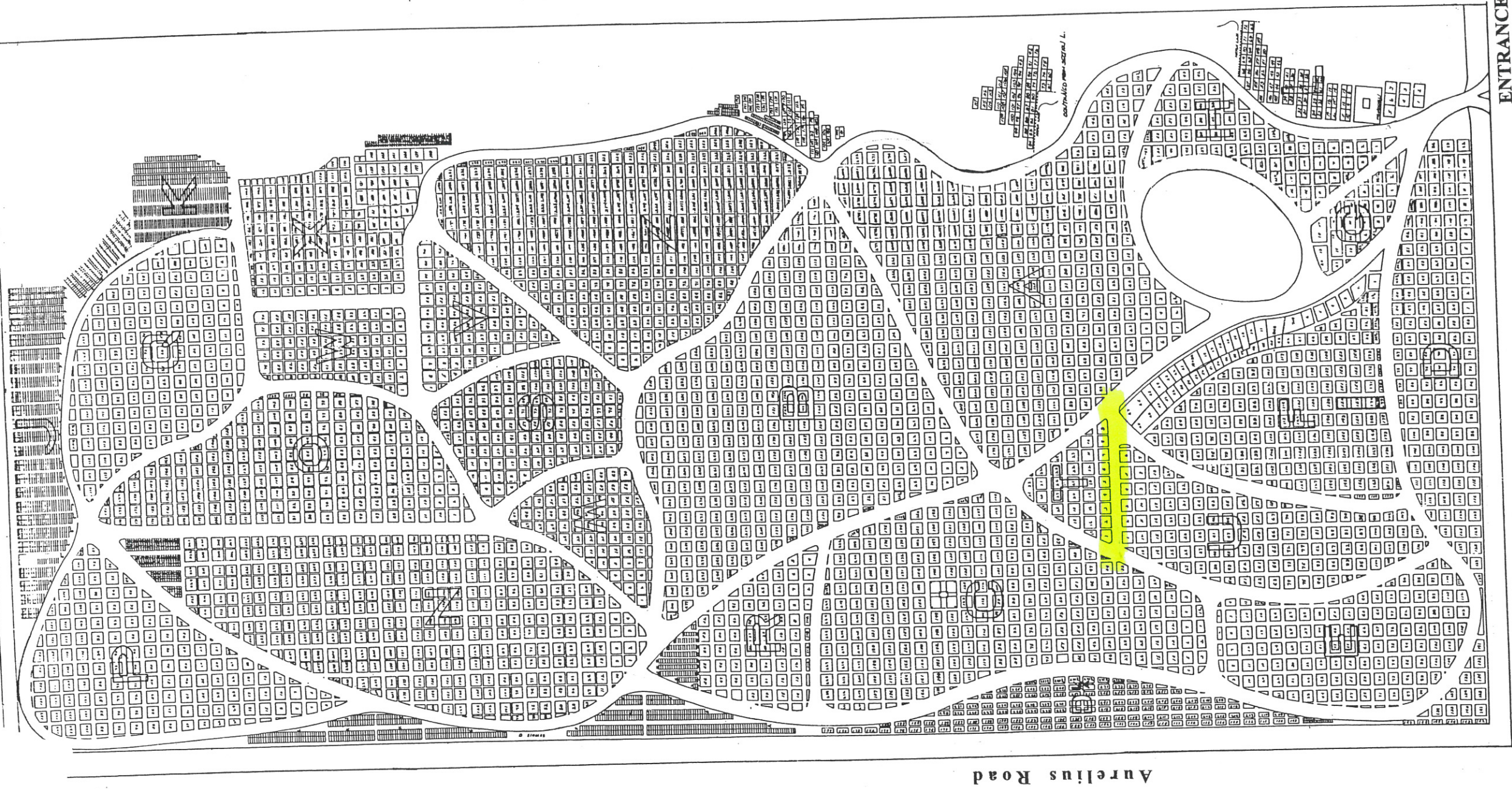
revenue increase for each proposed revenue change listed.

55 GRAVES USED FOR PROJECTION)
55 GRAVES USED FOR PROJECTION)

**Mt. HOPE
CEMETERY**

**Lansing,
Michigan**

1720 N



ENTRANCE

Mt. Hope Ave

Aurelius Road